

*Re-dated
18 Oct 46
para 2 (16)*

Paper No. 447

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al) ORDER,
- vs -) IN RE:- THE PRODUCTION OF
ARAKI, Sadao; et al) WITNESSES AND OF DOCUMENTS
) FOR THE DEFENSE, UNDER
) CHARTER PROVISIONS, --
) SECTION III, ARTICLE 9,
) PARAGRAPH E.

This matter coming on for consideration by the Tribunal upon its own initiation this 26 September 1946, to ascertain and determine the procedure for the production of witnesses and documents for and on behalf of the Accused, and each of them, under and by virtue of the provisions of Section III, Article 9, Paragraph E, of the Charter of the International Military Tribunal for the Far East; it is

ORDERED: That each Accused in this case shall, by his respective Counsel of record, make application in writing to the Tribunal for the production of such witnesses and of such documents as he may desire for and on behalf of his defense, under and according to the provisions of Section III, Article 9, Paragraph E of the Charter of the Tribunal, and

The Tribunal will hear and determine the said applications of the accused in the Conference Room of the Tribunal at 0900 hours, in manner, and on the dates, hereinafter prescribed:-

On Monday, 14 October 1946, the application of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 7 October 1946.

On Wednesday, 16 October 1946, the application of four of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 9 October 1946.

On Thursday, 17 October 1946, the application of four of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 10 October 1946.

On Monday, 21 October 1946, the application of four of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 14 October 1946.

On Wednesday, 23 October 1946, the application of four of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 16 October 1946.

On Thursday, 24 October 1946, the application of four of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 17 October 1946.

On Monday, 28 October 1946, the application of three of the accused; which application shall be filed with the General Secretary of the Tribunal not later than five o'clock on 21 October 1946.

Counsel for the Accused, through their duly designated administrative officer of the Defense Section, shall determine the respective four applications of the accused to be heard on the dates set forth until all the said applications have been filed as herein provided.

Dated at Tokyo, Japan, this 26 September 1946.

BY THE TRIBUNAL:

(Signed) W. F. WEBB
PRESIDENT